

### REMARKS

The applicants provide the following remarks in response to the office action dated June 15, 2005. No claims have been amended, and claims 1-25 are currently pending. A listing of the claims is set forth above for the examiner's convenience. In view of the foregoing amendments and following remarks, the applicants respectfully request advancement of this application to allowance.

Claims 1-25 stand rejected as being anticipated by Estes et al. (US 2003/0114836). The applicants respectfully traverse this rejection.

#### 1. Claims 1-11

In response to the arguments submitted in the Response mailed April 18, 2004, the office action states that Estes et al. teach downloading the operating parameters into the pump during the description of Figure 5 at page 6, paragraph [0060], lines 6-8, which states, "The event markers can be logged into the pump and stored for later downloading or entered directly into the running software program." However, this passage teaches logging event markers into the pump, not the computer, and it makes sense for downloading only from the pump to the computer. Otherwise, the passage would illogically teach downloading event markers from the pump to the computer and back to pump again.

Furthermore, the event markers discussed in the passage as illustrated in Figure 5 are historical information. It is a record of events that have happened, and are not operating parameters that control the pump. Event markers are not typically the type of information downloaded from the computer to the pump.

The office action also cites paragraph [0035], lines 1-7, which states in part, "The programming can either be entered directly into the infusion device 100 (e.g., on the input device 108), received via the RF programmer 110, or transferred from the communication station 130 (originating, for example, in the computer 132)." However, the information entered into the infusion device does not involve entering operating parameters into the cell of a table. Rather, programming entered directly in the Estes et al. pump is from a graphical programming interface as illustrated in Figures 3B-3D and discussed in paragraph [0056], not from a table as set forth in the claimed invention.

Therefore, the applicant respectfully submits that claims 1-11 are patentably

distinct from the claimed invention and requests withdrawal of the pending rejection and allowance of the claims.

## **2. Claims 12-23**

In response to the arguments submitted in the Response mailed April 18, 2004, the office action states that Estes et al. teach selecting or assigning the name of a function and that the uniquely identifying name taught by Estes et al. is part of the data set. However, Estes et al. teaches assigning parameters to a Suspend function that is preexisting in the pump. The name identifies the function, not the data.

The claims, in contrast, set forth selecting a uniquely identifying name thereby assigning the name to the data set. The name identifies the data. This invention has advantages over the prior art. For example, a data set can be stored in memory and can be easily recalled from memory and identified by the name, which allows the pump to be reprogrammed with the same data at a later time without having to manually reenter it. It even allows the same data to be used to program different pumps without having to manually reenter that data.

Therefore, the applicant respectfully submits that claims 12-23 are patentably distinct from the claimed invention and requests withdrawal of the pending rejection and allowance of the claims.

## **3. Conclusion**

In light of the foregoing amendments and remarks, the applicant respectfully request advancement of this application to allowance. The applicant notes that there may be other reasons that the claimed invention is patentably distinct from the cited references in addition to those raised above. The applicant reserves the right to raise any such reason in the future.

Please contact the undersigned attorneys if there are any questions.

Respectfully Submitted,

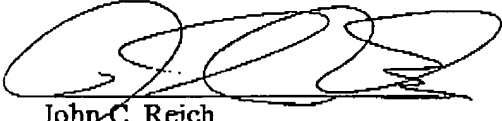
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